

**ORIGINAL**

CITY OF BELLEVUE, WASHINGTON

ORDINANCE NO. 6138

AN ORDINANCE authorizing the City Manager or his designee to execute any and all documents necessary to establish the Washington Multi-City Business License and Tax Portal Agency, including an Interlocal Agreement, Articles of Incorporation, and Operating Policies.

WHEREAS, the City is authorized by state law to issue city business licenses and collect business and occupations and other city taxes; and

WHEREAS, the Cities of Seattle, Tacoma, Bellevue and Everett (collectively, the "Original Principals") have worked for over two years to investigate and develop a mechanism by which to make it easier and more efficient for businesses to apply for local business licenses and file local taxes, while retaining local control over local licensing and tax collection functions and policies; and

WHEREAS the Original Principals seek to accomplish these goals by jointly facilitating the creation of an internet web application gateway (the "Portal") where tax collection and business licensing functions can be collectively administered, and where businesses operating in multiple cities can use a "one-stop" system for tax payment or business license application filing; and

WHEREAS the Original Principals have engaged in extensive outreach with other cities, state legislators, taxpayers and the business community to understand the interests of these stakeholders in relation to development of the Portal; and

WHEREAS, the Original Principals have negotiated the terms of an interlocal agreement that will, if approved, establish an intergovernmental entity in the form of a governmental nonprofit corporation as authorized by the Interlocal Cooperation Act, RCW 39.34, to be known as the "Washington Multi-City Business License and Tax Portal Agency" ("Portal Agency"); and

WHEREAS, the Portal Agency will oversee the development and operation of the Portal, promote economies of scale in the provision of an exclusively governmental function, and ensure continued control by each participating city of its tax and licensing policy and local tax collection activities; and

WHEREAS, the initial signatories to the Agreement and the initial members of the Portal Agency will be the four Original Principals which will serve on the Executive Board of the Portal Agency and oversee its operations and finances; and

WHEREAS, it is contemplated that over time, additional cities may seek to join the Portal Agency as principals and signatories to the Agreement, or may seek

services of the Portal Agency as subscribers through contracting with the Portal Agency; and

WHEREAS, pursuant to a competitive procurement process in which staff from all the Original Principals participated, the City of Seattle has entered into a contract with eGov Systems, a Louisiana Corporation, for the development, operation and maintenance of the Portal software program, related data storage and other matters; and

WHEREAS, the City of Seattle intends to assign the contract with eGov Systems to the Portal Agency once the Portal Agency is established; and

WHEREAS, the project schedule calls for the Portal Agency nonprofit corporation to be legally established in the first quarter of 2014, and for the Portal to begin online operations in the second quarter of 2014; and

WHEREAS, the Agreement is authorized by the Interlocal Cooperation Act and the Nonprofit Miscellaneous and Mutual Corporations Act set forth in chapters 39.34 and 24.06, respectively, of the Revised Code of Washington; now, therefore,

THE CITY COUNCIL OF THE CITY OF BELLEVUE, WASHINGTON, DOES  
ORDAIN AS FOLLOWS:

Section 1. The City Manager is hereby authorized to execute on behalf of the City of Bellevue both the Agreement, in form substantially similar to that attached as "Attachment 1," and the Articles of Incorporation, in form substantially similar to that attached as "Attachment 2," a copy of which Interlocal Agreement has been given Clerk's Receiving No. 51093.

Section 2. The City agrees to pay its share of the 2014 Portal Agency budget as described in Exhibit A to the Agreement.

Section 3. The City Manager or his designee is authorized to approve, on behalf of the City, the Portal Operations Policy as the same may be adopted from time to time by the Executive Board of the Portal Agency.

Section 4. This ordinance shall take effect and be in force five (5) days after passage and legal publication.

**ORIGINAL**

Passed by the City Council this 2nd day of December, 2013  
and signed in authentication of its passage this 2nd day of December,  
2013.

(SEAL)



Conrad Lee, Mayor

Approved as to form:

Lori M. Riordan, City Attorney



Darcie Durr, Assistant City Attorney

Attest:



Myrna L. Basich, City Clerk

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